

is a rational distinction between kinds of retirement programs.

SENATOR NELSON: I think you may have a point that you are talking about one type of stock or another. The value is or the dollars and cents value, I guess, is very hard sometimes to determine in this type of thing, but it is something that has accumulated through the years and something that is not available in a lot of the bankruptcy cases.

SPEAKER BARRETT: Senator Landis, yours is the only light on. Who will be closing on the reconsideration motion? Senator Beyer yields to Senator Landis. Proceed.

SENATOR LANDIS: Mr. Speaker, members of the Legislature, I would suggest this. Either adopt or not the amendment before you with the reconsideration. I believe Senator Conway has a kill motion up which is in actuality a friendly kill motion for the purpose of giving me a day's time to draft an amendment based on the timed theory of recovery, and I will bring you back another way of skinning this cat tomorrow. As far as whichever way you choose to vote on the reconsideration, I guess the operative action will be the filing of the kill motion and the lay over that I anticipate would occur after this motion. If you would like to register your support or opposition to the bill, I guess you can do so in the reconsideration motion but I will take it as a direction from a number of you that the bill needs to be worked on, you would like to see some different language, and I will try to use the intervening time to do that. I intend, by the way, to support the reconsideration motion, and then would be happy to move to the priority motion of the kill motion and lay it over.

SPEAKER BARRETT: Thank you, sir. The question is the adoption of the reconsideration motion. All in favor vote aye, opposed nay. Voting on the reconsideration motion. Twenty-five votes are necessary. Have you all voted? Have all voted who care to vote? Record.

CLERK: 14 ayes, 8 nays, Mr. President, on the motion to reconsider.

SPEAKER BARRETT: The reconsideration motion fails. Mr. Clerk.

CLERK: Mr. President, the next motion I have to the bill was an amendment by Senator Vard Johnson.